
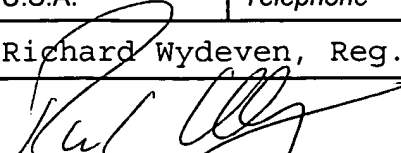


UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No. 2599-104-C4		031088 U.S. PTO 10/721216  112603	
		First Inventor Ralph BURNS			
		Title INSTRUMENT FOR DETECTING LIGHT EMITTED BY THE CONTENTS OF A REACTION RECEPTACLE			

<input checked="" type="checkbox"/> Applicant for Published Patent Application: Gen-Probe Incorporated					
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.			ADDRESS TO: Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, Virginia 22313-1450		
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i> 2. <input type="checkbox"/> Applicant claims small entity status. 3. <input checked="" type="checkbox"/> Specification Total pages [105] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross references to Related Applications - Statement Regarding Fed sponsored R&D - Reference to sequence listing, a table or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings - Detailed Description - Claims - Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) (Total Sheets) [46] 5. <input checked="" type="checkbox"/> Oath or Declaration (Total Pages) [4] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application 37 CFR 1.63(d)(2) Statement <i>(for continuation/divisional with Box 17 completed)</i> [Note Box 5 below] i <input checked="" type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, 6. <input checked="" type="checkbox"/> Application Data Sheet.			7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program 8. Nucleotide and/or Amino Acid Sequence Submission a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identity of above copies ACCOMPANYING APPLICATION PARTS 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input checked="" type="checkbox"/> Power of Attorney (Associate) 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> 12. <input type="checkbox"/> Information Disclosure Statement /PTO 1449 <input type="checkbox"/> Copies of IDS Citations 13. <input type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 15. <input type="checkbox"/> Certified Copy of Priority Document(s). 16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). 17. <input checked="" type="checkbox"/> Other: Statement under 37 CFR 1.63(d)(2)		

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an application Data Sheet under 37 CFR 1.76:: <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: 09/985,064 Prior application information: Examiner <u>Frank Wei Min Lu</u> Group/Art Unit <u>1634</u> For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label 6449					
Address		Rothwell, Figg, Ernst & Manbeck Suite 800, 1425 K Street, N.W.			
City	Washington	State	D.C.	Zip Code	20005
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031
Name		Richard Wydeven, Reg. No. 39,881			
Signature 				Date November 26, 2003	

**FEE TRANSMITTAL
for FY 2003
(Large Entity)**

Complete if Known

Application Number	(to be assigned)
Filing Date	Concurrently Herewith
First Named Inventor	Ralph BURNS
Group Art Unit	
Examiner Name	
Attorney Docket Number	2599-104-C4
Customer No.	6449

Total Amount of Payment (\$)**770.00**

Confirmation No.

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status

2. ☒ Payment Enclosed

☒ Check

☐ Credit Card

FEE CALCULATION

1. FILING FEE

Code	Fee	Fee Description	Fee Paid
1001	770	Utility filing fee	[770.00]
1002	340	Design Filing Fee	[]
1003	530	Plant Filing Fee	[]
1004	770	Reissue Filing Fee	[]
1005	160	Provisional Filing Fee	[]

SUBTOTAL \$770.00

2. CLAIMS

	Extra Claims	Fee	Fee
Paid			
Total Claims [14] - 20** = [0] x		\$18 =	[0]
Independent Claims [1] - 3** = [0] x		86 =	[0]
Multiple Dependent Claims +		290 =	[]

**or number previously paid, if greater;

SUBTOTAL \$-0-

FEE CALCULATION (continued)

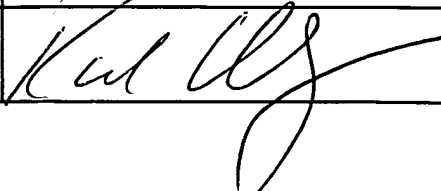
3. ADDITIONAL FEES

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[]
1052	50	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1804	1,840*	Requesting publication of SIR after Examiner action	[]
1251	110	Extension for reply within first month	[]
1252	420	Extension for reply within second month	[]
1253	950	Extension for reply within third month	[]
1254	1,480	Extension for reply within fourth month	[]
1255	2,010	Extension for reply within fifth month	[]
1401	330	Notice of Appeal	[]
1402	330	Filing a brief in support of an appeal	[]
1403	290	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
1452	110	Petition to revive -unavoidable	[]
1453	1,330	Petition to revive - unintentional	[]
1501	1,330	Utility issue fee (or reissue)	[]
1502	480	Design issue fee	[]
1503	640	Plant issue fee	[]
1460	130	Petitions to the Commissioner	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
8021	40	Recording each patent assignment per property (times number of properties)	[]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[]
1801	770	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
		Other fee (specify)	[]

* Reduced by Basic Filing Fee Paid

SUBTOTAL

\$-0-

SUBMITTED BY				Complete (if applicable)	
NAME AND REG. NUMBER	Richard Wydeven, Reg. No. 39,881				
SIGNATURE		DATE	November 26, 2003	DEP. ACCT USER ID	02-2135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : (to be assigned)
Applicant : **Ralph BURNS**
Filed : **Concurrently Herewith**
TC/A.U. :
Examiner :

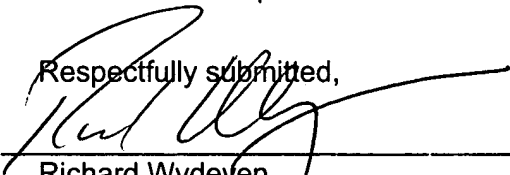
Docket No. : **2599-104-C4**
Customer No. : **6449**
Confirmation No. :

STATEMENT UNDER 37 C.F.R. § 1.63(d)(2)

MS - PA
Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. § 1.63(d)(2), please delete from the Inventor Declaration being filed herewith the names of Kelly G. Ammann, Ernest V. Hansberry, Glenn A. Horner, Cheryl A. Jakub, John E. Kling, Donald J. Nieglos, Robert E. Schneider, and Robert J. Smith who are not inventors in the above-captioned continuation application.

Respectfully submitted,
By 
Richard Wydeven
Attorney for Applicants
Registration No. 39,881
ROTHWELL, FIGG, ERNST & MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040

Date: November 26, 2003